ಕರ್ನಾಟಕ ವಿಧಾನ ಪರಿಷತ್ತು

1. ಚುಕ್ಕೆ ಗುರುತಿಲ್ಲದ ಪ್ರಶ್ನೆ ಸಂಖ್ಯೆ : 952
2. ಸದಸ್ಯರ ಹೆಸರು : ಶ್ರೀ ಎನ್. ಅಪ್ಪಾಜಿ ಗೌಡ
3. ಉತ್ತರಿಸುವ ದಿನಾಂಕ : 12.03.2020
4. ಉತ್ತರಿಸುವ ಸಚಿವರು : ಮುಖ್ಯಮಂತ್ರಿ

ಕ್ರಮ ಸಂಖ್ಯೆ	ಪ್ರಶ್ನೆ	ಉತ್ತರ
ಅ)	ಕರ್ನಾಟಕ ಲೋಕಸೇವಾ ಆಯೋಗವು 1998ನೇ ಸಾಲಿನ ಕೆ.ಎ.ಎಸ್.ಗೆ ಸಂಬಂಧಿಸಿದಂತೆ, ಮಾನ್ಯ ಉಚ್ಚ ನ್ಯಾಯಾಲಯ ನೀಡಿರುವ ತೀರ್ಪಿನ 3ನೇ ನಿರ್ದೇಶನದಂತೆ ಎಷ್ಟು ಉತ್ತರ ಪತ್ರಿಕೆಗಳನ್ನು ಪರಿಗಣಿಸಲು ಉಲ್ಲೇಖಿಸಲಾಗಿದೆ;	ಮಾನ್ಯ ಉಚ್ಛ ನ್ಯಾಯಾಲಯವು ರಿಟ್ ಅರ್ಜಿ ಸಂಖ್ಯೆ: 27674/2012ರ ಸಂಬಂಧ ದಿ: 21.06.2016ರಂದು ನೀಡಿರುವ ತೀರ್ಪಿನ ಆದೇಶದ 3ನೇ ನಿರ್ದೇಶನದಂತೆ ಕ್ರಮ ಕೈಗೊಳ್ಳಲಾಗಿದೆ. ಸದರಿ ತೀರ್ಪಿನ ಆದೇಶದ ಉಧೃತ ಭಾಗವನ್ನು ಅನುಬಂಧ-1ರಲ್ಲಿ ನೀಡಿದೆ.
ಆ)	ಸದರಿ ತೀರ್ಪಿನ ಅನ್ವಯ ಕರ್ನಾಟಕ ಲೋಕಸೇವಾ ಆಯೋಗವು ದಿನಾಂಕ:22.08.2019ರಂದು ಪ್ರಕಟಿಸಿರುವ ಆಯ್ಕೆ ಪಟ್ಟಿಯಲ್ಲಿ ಪರಿಗಣಿಸಿರುವ ಒಟ್ಟು ಉತ್ತರ ಪತ್ರಗಳ ಸಂಖ್ಯೆ ಎಷ್ಟು (ಸಂಪೂರ್ಣ ಮಾಹಿತಿ ನೀಡುವುದು)	ಮಾನ್ಯ ಉಚ್ಛ ನ್ಯಾಯಾಲಯವು ರಿಟ್ ಅರ್ಜಿ ಸಂಖ್ಯೆ: 27674/2012ರ ಸಂಬಂಧ ದಿ: 21.06.2016ರಂದು ನೀಡಿರುವ ತೀರ್ಪಿನನ್ವಯ ಆಯೋಗವು ಪ್ರಕಟಿಸಿರುವ ದಿ: 22.08.2019ರ ಆಯ್ಕೆ ಪಟ್ಟಿಯಲ್ಲಿ ಆಯೋಗವು 91 ಅಭ್ಯರ್ಥಿಗಳ ಉತ್ತರ ಪತ್ರಿಕೆಗಳನ್ನು ಪರಿಗಣಿಸಿರುತ್ತದೆ. ವಿವರಗಳನ್ನು ಅನುಬಂಧ-2ರಲ್ಲಿ ನೀಡಿದೆ.
ಇ)	ಈ ಆಯ್ಕೆ ಪ್ರಕ್ರಿಯೆಯಲ್ಲಿ ನ್ಯಾಯಾಲಯ ನೀಡಿರುವ ತೀರ್ಪನ್ನು ಉಲ್ಲಂಘಿಸಿ ಹೆಚ್ಚು ಪತ್ರಿಕೆಗಳನ್ನು ಪರಿಗಣಿಸಿ, ಕೇವಲ 15 ಅಭ್ಯರ್ಥಿಗಳಿಗೆ ಅನುಕೂಲ ಮಾಡಿರುವುದು ಸರ್ಕಾರದ ಗಮನಕ್ಕೆ ಬಂದಿದೆಯೇ; ಬಂದಿದ್ದಲ್ಲಿ, ಸರ್ಕಾರ ತೆಗೆದುಕೊಂಡಿರುವ ಕ್ರಮಗಳೇನು; (ವಿವರ ನೀಡುವುದು)	ಮಾನ್ಯ ಉಚ್ಛ ನ್ಯಾಯಾಲಯದ ರಿಟ್ ಅರ್ಜಿ ಸಂಖ್ಯೆ: 27674/2012ರ ಸಂಬಂಧ ದಿ: 21.06.2016ರ ತೀರ್ಪಿಗೆ ಅನುಗುಣವಾಗಿ ಕರ್ನಾಟಕ ಲೋಕಸೇವಾ ಆಯೋಗವು ಪರಿಷ್ಕೃತ ಆಯ್ಕೆ ಪಟ್ಟಿಯನ್ನು ಸಿದ್ಧಪಡಿಸಿರುತ್ತದೆ.
ಈ)	ಈ ಆಯ್ಕೆ ಪ್ರಕ್ರಿಯೆಯಲ್ಲಿ ಯಾವುದಾದರು ಅಭ್ಯರ್ಥಿಗಳು ಅಕ್ರಮವೆಸಗಿರುವುದು ಕಂಡು ಬಂದಿದೆಯೇ; ಹಾಗಿದ್ದಲ್ಲಿ ಯಾರು ಯಾರು ಪದೇ ಪದೇ ತಪ್ಪನ್ನು ಎಸಗಿ 3ನೇ ಬಾರಿ ಪಟ್ಟಿ ಪ್ರಕಟಿಸಲು ಕಾರಣರಾಗಿದ್ದಾರೆ ಮತ್ತು ಅಮಾಯಕ ಅಭ್ಯರ್ಥಿಗಳಿಗೆ ತೊಂದರೆ ನೀಡುತ್ತಿರುವ ಬಗ್ಗೆ ಸರ್ಕಾರ ಯಾವ ಕ್ರಮ ಕೈಗೊಂಡಿದೆ;	ಮಾನ್ಯ ಉಚ್ಛ ನ್ಯಾಯಾಲಯದ ಆದೇಶದಂತೆ ಆಯ್ಕೆ ಪ್ರಕ್ರಿಯೆಯನ್ನು ಕರ್ನಾಟಕ ಲೋಕಸೇವಾ ಆಯೋಗವು ನಡೆಸಿರುತ್ತದೆ.
ಉ)	ದಿನಾಂಕ: 22.08.2019ರ ಆಯ್ಕೆ ಪಟ್ಟಿಯಿಂದಲೇ ಹೊರಗುಳಿದು ಕೆಲಸ ಕಳೆದುಕೊಂಡ ಅಭ್ಯರ್ಥಿಗಳೆಷ್ಟು (ವಿವರ ನೀಡುವುದು)	36 ಅಭ್ಯರ್ಥಿಗಳು; ವಿವರವನ್ನು ಅನುಬಂಧ-3ರಲ್ಲಿ ನೀಡಿದೆ.

ಊ)	13–14 ವರ್ಷ ಸೇವೆ ಸಲ್ಲಿಸಿ ಕೆಲಸ ಕಳೆದುಕೊಂಡವರನ್ನು ಮುಂದುವರೆಸಲು ಸರ್ಕಾರ ತೆಗೆದುಕೊಂಡಿರುವ ಕ್ರಮಗಳೇನು? (ಸ್ಪಷ್ಟ ಉತ್ತರ ನೀಡುವುದು)	ಮಾನ್ಯ ಉಚ್ಚ ನ್ಯಾಯಾಲಯ ಹಾಗೂ ಮಾನ್ಯ ಸರ್ವೋಚ್ಚ ನ್ಯಾಯಾಲಯದ ತೀರ್ಪುಗಳ ಪ್ರಕಾರ ಪರಿಷ್ಕೃತ ಆಯ್ಕೆ ಪಟ್ಟಿಯಲ್ಲಿ ಸ್ಥಾನ ಗಳಿಸದಿರುವ ಅಧಿಕಾರಿಗಳು ಅವರುಗಳ ನೇಮಕಾತಿಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಮಾನ್ಯ ಕರ್ನಾಟಕ ಆಡಳಿತ ನ್ಯಾಯಮಂಡಳಿಯಿಂದ ಯಥಾಸ್ಥಿತಿ ಕಾಯ್ದುಕೊಳ್ಳುವ ಆದೇಶವನ್ನು ಪಡೆದಿರುವ ಕಾರಣ ಈ ಹಂತದಲ್ಲಿ ಸರ್ಕಾರವು ಯಾವುದೇ ಕ್ರಮ ತೆಗೆದುಕೊಳ್ಳುವ ಪ್ರಶ್ನೆ ಉದ್ಭವಿಸುವುದಿಲ್ಲ.

ಸಂಖ್ಯೆ: ಸಿಆಸುಇ 36 ಎಸ್‌ಇಆರ್–7 2020

ಬಿ.ಎಸ್. ಯಡಿಯೂರಪ್ಪ

(ಬಿ.ಎಸ್. ಯಡಿಯೂರಪ್ಪ)

ಮುಖ್ಯಮಂತ್ರಿ

EXTRACT OF ORDER PORTION IN
W.P.NO 27174/2012 dtd 21.6.2016

ಅನುಬಂಧ-1

ORDER

(1) The procedure followed by the KPSC in preparing the list of candidates who are admitted to the written examination and the list of candidates who are called for the personality test in 1998, 1999 and 2004 for the post of Gazetted Probationers (Group A and B Posts) is unconstitutional, contrary to the Rules and the Government Orders.

However, on that ground, the entire selection of 1998, 1999 and 2004 batch selection cannot be set aside.

Segregation of tainted/ineligible candidates is possible. The KPSC shall undertake the following exercise to segregate the ineligible candidates:

(a) The KPSC shall prepare a separate list of candidates belonging to the reserved category, who took the written examination, showing the marks secured in the written examination in the order of merit.

(b) From out of the names in the said list prepared, prepare a list of candidates eligible to be called for the personality test in the ratio of 1:5, i.e., five times the number of candidates as there are vacancies reserved for each of the category out of reserved posts belonging to Scheduled Caste, Scheduled Tribes and other backward classes.

(c) If the names of the selected candidates belonging to the reserved category finds a place in this list, whether as General Merit candidates or Reserved candidates, then their appointment is valid and it shall not be disturbed.

(d) If the names of the selected candidates do not find a place in this list, then their appointment is void and the same is hereby set aside.

(e) The KPSC shall undertake this exercise within two months from the date of receipt of the copy of this order and forward the same to the Government for passing appropriate orders.

(2) The revised list prepared by the KPSC in terms of the order dated 11th October 2002 in W.P.No. 12548-589/2002 which is affirmed by the Apex Court in Civil Appeal No.6172-6222/2005 vide Order dated 6th October, 2005, which was submitted to the Court by the KPSC in a sealed cover, which was web-hosted by virtue of the order dated 11.11.2014 of this Court, is upheld. The KPSC and the State Government shall give effect to the said list.

(3) The KPSC shall take into consideration the 91 answer scripts which forms part of excess of 10% of the revalued paper and give effect to the order of the High Court dated 11th October 2002 in W.P.No. 12548-589/2002 and the order of the Apex Court in Civil Appeal No.6172-6222/2005 vide Order dated 6th October, 2005.

(4) The selection of candidates for the post of 1999 Gazetted Probationers (Group A and B posts) is not liable to be set aside on the ground of destruction of answer scripts.

(5) In respect of the matters which are adjudicated and decided in this writ petition, this Public Interest Litigation is maintainable.

(6) All other issues/disputes which are personal in character are relegated to be decided by the Karnataka Administrative Tribunal, where the applications of the petitioners are pending consideration. It is open to the petitioners to amend the said application to include those issues which are not decided in this Public Interest Litigation. Similarly, it is open to the respondents to agitate their rights/put forth their defence in the pending proceedings before the Karnataka Administrative Tribunal, if they are made parties. Otherwise, they can also initiate independent proceedings for protecting their rights or agitate their rights.

(7) The KPSC and the State Government shall take steps to frame Rules or amend the existing Rules giving effect to the recommendations of Hota Committee, at the earliest. Till such Rules are framed or amended, the KPSC and the State Government shall follow the recommendations of the Hota Committee as set out in paragraphs 45, 47, 50, 51, 53, 54, 56, 58, 65 and 66 of the report, which are clearly set out in paragraph 287 of this Judgment.

(8) The High Court Registry is directed to keep the reports submitted by the members of the High Court Committee constituted by this Court in this proceedings, in safe custody. If and when any request is made from the Karnataka Administrative Tribunal to transmit the said records, the same shall be sent to the Karnataka Administrative Tribunal.

Sd/-
JUDGE

Sd/-
JUDGE

CKL/KSP/SPS/NKK/-

ಅನುಬಂಧ-2

e) **The Third Valuation process has been grossly abused:** The marks awarded in Third valuation was not taken in some of the cases & the marks which have been taken as final marks are actually not the correct marks. Rampant arbitrariness is evident. Some of the examples are as below:

TABLE - 49

SL.NO	Reg No	Name	Remarks	POST SELECTED
1	107888	GOPAL KRISHNA H N	GS I- AV(-17), individual variation (+33) TV 129 marks; TAKEN 156, 27 marks benefit	ASST.COMMISSIONER
2	122143	SHIVA SHANKAR N	GS II AV(+15), individual variation (45) TV marks 140, awarded 150, 10 marks benefit.	ASST.COMMISSIONER
3	100682	LEELAVATHY K	His-I AV (+3) individual variation (61) TV marks 138, awarded 161, 23 marks Benefit.	ASST.COMMISSIONER
4	110531	PEDDAPPAIAH R S	Geo I AV(-13) individual Variation (+20), -3rd val 139, marks taken 174, 35 marks benefit(Also scaling benift 54 mrks) totally 89mrks benefited.	ASST.COMMISSIONER
5	106574	SIDRAMESHWAR UKKALI	PA-II AV (-9) individual Variation (+33), 3rd Val 186, marks taken 154, 32 marks less. GS I AV (+14) individual Variation (+52), TV 136, awrded 125, 9 marks less.	ASST.CONTROLLER
6	122451	SRIKANTH RAO K	Cri-I AV (-19) individual Variation (-46) 3rd Val done 107, marks taken 175, 68 marks Benefit.(Also scaling benift 11 mrks)Totally 77 mrksbnftd.	ASST.CONTROLLER
7	105715	VASANTHA KUMAR B V	Hist-I AV (+3) individual Variation (+32)3rd Val 170 marks, taken 164 6 marks Less. Kan-II AV (+12) individual Variation (+24)3rd Val 195 marks taken 190, 5 marks Less.	ASST.CONTROLLER

NOTE:TV- THIRD VALUATION,AV-AVERAGE VARIATION, ORC-ORIGINAL RESERVATION CERTIFICATE, PT-PERSONALITY TEST.

	113452	REVANNA R	GS-I AV(-2),individual Variation (-25) 3rd Val 140, marks awarded 166, 26 marks benefit.	ASST.CONTROLLER
8	109558	MAHANTESH S	Kan-II AV (+4)individual Variation (+45) TV done 251 marks taken 209, 42 marks Less. Gs I AV (-5)individual Variation (+22) TV done 139, marks taken 141 , 2 marks benefit.	ASST.CONTROLLER
9	130635	ROOPASHREE B V	Gs II AV (O)individual Variation (-33) TV done 143, marks taken 138, 5 marks less. GS-I AV(+17) Indvidual AV(+34) 3rd val 154, marks taken 88, 66 marks less.	ASST.CONTROLLER
10	203225	SHANTHAVVAKADI	His-II 3rd Val 141, marks taken 157, 16 marks Benefit.	ASST.CONTROLLER
11	400438	SHEELA THOMAS	Eng I AV (-12)individual Variation (-39) TV done 176 Marks taken 232. Benefit of 56 marks.	ASST.CONTROLLER
12	116105	RAVIKUMAR P	Kan-II AV (+16)individual Variation (-31) TV done 186, marks taken 163, 23 marks Less.Gs II AV (-11)individual Variation (-40) TV done 142, marks taken 175, 33 marks benefit.	ASST.CONTROLLER
13	122134	VEERAGOUD PATIL	RD II AV (+1)individual Variation (-20) TV done 156 marks ,taken 168, 12 marks Benefit..	ASST.CONTROLLER
14	100864	LAKSHMIKANTH B	Gs I AV (-12)individual Variation (-46) TV done 127 , marks taken 162, 35 marks benefit.	ASST.CONTROLLER
15	307788	BHARATHI	PA-IAV (+2)individual Variation (-5[illegible]) TV done 154, marks taken 179, 25 marks benefit.	ASST.CONTROLLER
16	412410	MILAN S MURGOD	PA II AV (-12)individual Variation (-34) TV done 172, marks taken 158, 14 marks less.	ASST.CONTROLLER
17	123238	ONKARAPPA K H	Kan-II AV (-2)individual Variation (+22) TV done 229 marks taken 198, 31 marks Less.	ASST.CONTROLLER
18	102380	SUNITHA M	PA II AV (+7)individual Variation (-30) TV done 61, marks taken 141, 80 marks benefit.	ASST.CONTROLLER
19	200444	GANJI DATTATRAYA	KanII AV (-10)individual Variation (-46) TV done 189, marks taken 194, 5 marks Benefit.	ASST.COMMISSIONER COMMERCIAL TAX
20	200519	YASMIN BEGUM WALIKAR	Kan II AV (-10)individual Variation (-46) TV done 177, marks taken 160. 17 marks Less.	ASST.COMMISSIONER COMMERCIAL TAX
21	111775	YASHODHA K	Gs II AV (-8)individual Variation (+37) TV done 150, marks taken 134, 16 marks less.PA I AV (-8)individual Variation (-87) TV done 195, marks taken 226, 31 marks Benefit.	ASST.COMMISSIONER COMMERCIAL TAX
22	202633	SHABBEER BASHA GANTI	His I AV (+13)individual Variation (+30) TV done 181, marks taken 135, 46 marks Less. PA II AV (-12)individual Variation (+66) TV done 161, marks taken 145, 16 marks less.	ASST.COMMISSIONER COMMERCIAL TAX
23	110218	SRINIVAS S M	His I AV (-5)individual Variation (-31) TV done 164, marks taken 156, 12 marks Less.	ASST.COMMISSIONER COMMERCIAL TAX

NOTE:TV- THIRD VALUATION,AV-AVERAGE VARIATION, ORC-ORIGINAL RESERVATION CERTIFICATE, PT-PERSONALITY TEST.

24	105717	UMA K A	PA I AV (+4)individual Variation (+38) TV done 150 marks taken 185 marks, 35 marks Benefit.	ASST.COMMISSIONER COMMERCIAL TAX
25	218377	SHAMBHU BHAT D	Soc II AV (-12)individual Variation (+28) TV done 152, marks taken 168, 16 marks Benefited.	ASST.COMMISSIONER COMMERCIAL TAX
26	413306	DR UMAKANTH R S	Gs II AV (-6)individual Variation (-29) TV done 144, marks taken 173, 29 marks benefit.	ASST.COMMISSIONER COMMERCIAL TAX
27	402287	PANDURANGA A R	His I AV (-8)individual Variation (+27) TV done 148, marks taken 135, 13 marks Less.	DIST -TREASURY OFFICER
28	415892	SATISH BABU H S	RD I AV (-10)individual Variation (-26) TV done 186, marks taken 165, 21 marks Less. Gs II AV (+4)individual Variation (-20) TV done 157, marks taken 174, 17 marks benefit.	TAHASILDAR
29	105166	UDAYA KUMAR	PA II- AV(-7)no scaling, not to be 3rd valued, but deliberately 3rd val done, 169 awarded. 5 marks benefit. GS-II Correct marks 200.	TAHASILDAR
30	406703	BALAKRISHNA C H	Gs II AV (+9)individual Variation (+43) TV done 141, marks taken 149, 8 marks benefit.	ASST.LABOUR COMMISSIONER
31	110197	CHIDANANDA M S	His I AV (-5)individual Variation (-36) TV done 162, marks taken 171, 9 marks Benefit.	ASST.LABOUR COMMISSIONER
32	407863	MAHADEVA M MURUGI	His II AV (-18)individual Variation (-71) TV done 147, Marks taken 150, 3 marks Benefit	TAHASILDAR
33	216240	PRAVEEN P BAGEWADI	PA II AV (+8)individual Variation (+27) 187, marks taken 172, 15 marks Less.	TAHASILDAR
34	203719	RAVI M TIRLAPUR	GS I AV (-12)individual Variation (+53) TV done 125, Marks taken 128, 3 marks Benefit.	TAHASILDAR
35	109632	JAYAMADHAVA P	Psy II AV (-8)individual Variation (-69) TV done 99, Marks taken 177, 78 marks benefit .	TAHASILDAR
36	407036	KAVITHA RAJARAM	His II AV (-18)individual Variation (-67) TV done 109, marks taken 156, 47 marks Benefited.	TAHASILDAR
37	100273	RASHMI G	Psy I AV (-18)individual Variation (-66) TV done 110. marks taken 124, 14 marks Benefit. GS II AV (-14)individual Variation (+30) TV done 148, Marks taken 125, 23 marks less.	TAHASILDAR
38	113313	VENKATESHA MURTHY V	His I AV (-3)individual Variation (-53) TV done 121, marks taken 186, 65 marks Benefit.	TAHASILDAR
39	133239	RANGANATHA	Geo II AV (+2)individual Variation (-32) TV done 136, marks taken 172, 36 marks benefit.	TAHASILDAR
40	107886	RACHAPPA M	His I AV (-15)individual Variation (+35) TV done 159, marks taken 154, 5 marks Less.	TAHASILDAR
41	215937	VIJAYKUMAR HONAKERI	GS II AV (-2)individual Variation (+57) TV done 102, Marks taken 100, 2 marks less.	TAHASILDAR

NOTE:TV- THIRD VALUATION,AV-AVERAGE VARIATION, ORC-ORIGINAL RESERVATION CERTIFICATE, PT-PERSONALITY TEST.

42	202470	SHASHIDAR A BAGLI	GS I AV (-18)individual Variation (-26) TV done 146, Marks taken 153, 7 maks benefit.	TAHASILDAR
43	403803	ROOPA R	GS I AV (-12)individual Variation (-39) TV done 89, Marks taken 146, 57 marks benefit.	TAHASILDAR
44	107457	MANJUNATHA G N	His I AV (+3)individual Variation (+55) TV done 134, Marks taken 151, 17 marks benefit. His II AV (-12)individual Variation (+25) TV done 154, Marks taken 116, 38 marks less. GS II AV (-1)individual Variation (24) TV done 149, Marks taken 156, 7 maks benefit.	TAHASILDAR
45	413677	ROOPA B R	Kan II AV (-1)individual Variation (-20) TV done 148, marks taken 176, 28 marks Benefit.	TAHASILDAR
46	101429	GANAPATHI KATTINAKERE	Soc I AV (-13)individual Variation (-35) TV done 76, marks taken 128, 52 marks Benefited.	TAHASILDAR
47	114616	KUSUMA KUMARI S	GS IIAV (+12)individual Variation (+38) TV done 145, Marks taken 106, 39 marks less.	TAHASILDAR
48	123755	YOGANANDA H G	PA II AV (-6)individual Variation (+47) TV done 167, marks taken 140, 27 marks less.	COMMERCIAL TAX OFFICER
49	122567	SUMANA	Kan II AV (-2)individual Variation (-27) TV done 172, Marks taken 176, 4 marks benefit.	COMMERCIAL TAX OFFICER
50	100171	HARSHAVARDHAN B V	Anth I AV (-19)individual Variation (-39) TV done 146, 158, marks taken 161, 3 marks Benefit.	COMMERCIAL TAX OFFICER
51	105067	MANJUNATHA B N	Soc II AV (-8)individual Variation (-22) TV done 129, marks taken 150, 21 marks Benefit . GS II AV (+6)individual Variation (+31) TV done 125, Marks taken 121, 4 marks less.	COMMERCIAL TAX OFFICER
52	100795	BALACHANDRA P M	Kan II AV (+8)individual Variation (-20) TV done 204, marks taken 173, 31 marks Less.	COMMERCIAL TAX OFFICER
53	410973	LOKESHA B S	His I AV (-18)individual Variation (-43) TV done 118, marks taken 185, 67 marks Benefited.	COMMERCIAL TAX OFFICER
54	203311	FEROZKHAN M KILLEDAR	HisII AV (-12)individual Variation (-45) TV done 114, marks taken 150, 36 marks benefit.	COMMERCIAL TAX OFFICER
55	300814	GOPAL JADHAV	Geo I AV (-13)individual Variation (-51) TV done 91, marks taken 174, 83 marks benefit. GS I AV (+10)individual Variation (+32) TV done 111, Marks taken 55, 56 marks less	COMMERCIAL TAX OFFICER
56	126054	GURUPRASAD H L	Eco I AV (-15)individual Variation (-38) TV done 139, marks taken 205, 66 marks benefit.	ADMINISTRATIVE LABOUR OFFICER
57	105222	RAVIKUMAR G P	His II AV (+5)individual Variation (+29) TV done 161, Marks taken 137, 24 marks less.	ASST.REGISTAR CO-OP SOCITIES
58	220562	MALLAPPA SHELLIKERI P	His I AV (-8)individual Variation (-21) TV done 131, Marks taken 157, 26 marks benefit.	Assistant Registrar Co-op Society

NOTE:TV- THIRD VALUATION,AV-AVERAGE VARIATION, ORC-ORIGINAL RESERVATION CERTIFICATE, PT-PERSONALITY TEST.

59	306894	ANNAPURANA CHOUR	His II AV (-18)individual Variation (+20) TV done 185, Marks taken 152, 33 marks less.GS II AV (-6)individual Variation (-36) TV done 113, Marks taken 143, 30 marks benefit.	COMMERCIAL TAX OFFICER
60	412169	VIJAYAKUMAR G R	Soc I AV (+5)individual Variation (+36) TV done 122, Marks taken 128, 6 marks benefit.	Assistant Registrar Co-op Society
61	218258	KALLAPPA OBANNAGOL	PA I AV (+6)individual Variation (+24) TV done 154, Marks taken marks taken 165. 11 marks benefit.	Assistant Registrar Co-op Society
62	134535	UMA M N	His I AV (+2)individual Variation (-40) TV done 176, Marks taken 196, 20 marks benefit	Assistant Registrar Co-op Society
63	415336	KUMUDA GIRISH	His I AV (+3)individual Variation (-36) TV done 137, Marks taken 174, 37 marks benefit.	Assistant Registrar Co-op Society
64	121758	GOPALA REDDY K	GS I- AV (+17), & individual is diff (+18), yet, sent for 3rd val, & awarded 133 marks.	Assistant Registrar Co-op Society
65	132305	RAJANNA P	GS I AV (-14)individual Variation (-12) TV not required, but TV done and awarded 148, 11 marks benefit.	Employment Officers
66	401880	SUJATA C E	Eng II AV (-5)individual Variation (-58) TV done 180, Marks taken 215, 35 marks benefit.	Employment Officers
67	200093	SUCHETA M NELAVIGI	Psy I AV (-18)individual Variation (-36) TV done 91, Marks taken 140, 49 marks benefit.	ASST.DIRECTOR OF YOUTH SERVICES
68	205306	MUKAPPA KARABHIMANNAVAR	His I AV (-1)individual Variation (-24) TV done 139, Marks taken 145, 6 marks benefit. His II AV (-13)individual Variation (-24) TV done 124, Marks taken 33, 9 marks benefit.Kan-II AV (-4) individual Variation (0) CE Examiner marks 175, but marks taken 195, 20 Marks Benefit.(TOTALLY 6+9+20=35 MRKS BENEFIT)	CHIEF OFFICER
69	108179	JAYAMALA P	PA I AV (-3)individual Variation (+24) TV done 98, Marks taken 149, 51 marks benefit.PAII AV (-9)individual Variation (-55) TV done 135, Marks taken 172, 37 marks benefit.	CHIEF OFFICER
70	121576	MANJUNATHA SWAMY	His I AV (0)individual Variation (-36) TV done 133, Marks taken 137, 4 marks benefit.	ASST.TREASURY OFFICER
71	307178	DEEPAK	His II AV (-18)individual Variation (+21) TV done 124, Marks taken 135, 11 marks benefit.	ASST.TREASURY OFFICER
72	113579	VENKATESHAPPA N	GS I AV (-14)individual Variation (-32) TV done 126, Marks taken 127, 1 mark benefit.	ASST.TREASURY OFFICER
73	102440	BENAKA PRASAD	His I AV (+7)individual Variation (-21) TV done 127, marks taken 174, 47 marks benefit.	ASST.TREASURY OFFICER
74	412355	REVATHI BAI S	PA I AV (-6)individual Variation (-75) TV done 147,marks taken 190, 43 marks benefit. GS I AV (-19)individual Variation (-36) TV done 68, Marks taken 107, 39 marks benefit.(TOTALLY 43+39=82 MARKS BENEFIT)	ASST.TREASURY OFFICER

NOTE:TV- THIRD VALUATION,AV-AVERAGE VARIATION, ORC-ORIGINAL RESERVATION CERTIFICATE, PT-PERSONALITY TEST.

75	117969	RUKMANI DEVI N	Kan II AV (-2)individual Variation (-46) TV done 142,marks taken 158, 16 marks benefit.	ASST.TREASURY OFFICER
76	203726	SOMASHEKHAR NYAMAGOUDA BASAPPA	Geo II AV (-8)individual Variation (-59) TV done 123,Marks taken 184, 61 Marks Benefit. GS I AV (-12)individual Variation (-30) TV done 121, Marks taken 111, 10 marks less. GS II AV (-12)individual Variation (+28) TV done 120, Marks taken 110, 10 marks less.	DIST-MARKETING OFFICER
77	415041	VINESHA R J	GS I AV (-14)individual Variation (-20) TV done 100, Marks taken 117, 17 marks benefit.	DIST-MARKETING OFFICER
78	125496	RAMESH V	His II AV (18)individual Variation (-49) TV done 147,marks taken 191,44 marks benefit.	DIST-MARKETING OFFICER
79	130154	HOLABASAPPA BALEGAR	Kan II AV (+16)individual Variation (-38) TV done 97,marks taken 111,14 marks benefit.	DIST-MARKETING OFFICER
80	119014	RAJANNA V	Eco I AV (-16)individual Variation (-35) TV done 115,marks taken 164, 49 maks benefit.GS II AV (-7)individual Variation (+22) TV done 125, Marks taken 119, 6 Marks less	DIST-MARKETING OFFICER
81	401743	MOHAN C H	Soc I AV (+8)individual Variation (+30) TV done 92 marks taken 115,23 marks benefit.GS I AV (+6)individual Variation (+41) TV done 139, Marks taken 90, 49 marks less.	DIST-MARKETING OFFICER
82	409771	RANI H C M	Psy II AV (+16)individual Variation (-35) TV done 89,marks taken 152, 63 marks benift. Soc-I AV (-18)individual Variation (+64) TV done 86, marks taken 100,14 marks Benift. Soc II AV (-7)individual Variation (+70) TV done 153, marks taken 84,69 marks less.	DIST-MARKETING OFFICER
83	114621	ESHWARA N	PA II AV (-13)individual Variation (-46) TV done 120 marks taken 164 44 marks Benefit. GS II AV (+15)individual Variation (+25) TV done 141,marks taken 120, 31 marks less.	DIST-MARKETING OFFICER
84	115643	SHYLAJA M V	GS II AV (+8) individual Variation (-49) TV done 111,marks taken 143, 32 marks benefit.	DIST-MARKETING OFFICER
85	115236	NARASIMA MURTHY K	GS II AV (-13)individual Variation (-36) TV done 134, marks taken 158, 24 marks benefit.	ASST CHIEF AUDITORS
86	117573	MAHESHWARAPPA V	GS I AV (-16)individual Variation (+38) TV done 149, marks taken 151, 2 marks benefit.	ASST CHIEF AUDITORS
87	119213	SHASHIDARA J E	Geo II AV (+10)individual Variation (-33) TV done 131, marks taken 155, 24 Benefit.	ASST CHIEF AUDITORS
88	401276	SYEEDA ANJEEDA PARVEEN	Geo I AV (-8)individual Variation (-26) TV done 144, marks taken 160, 16 marks benefit.	ASST CHIEF AUDITORS
89	124678	VEENA R	Soc I AV (-12)individual Variation (-33) TV done 145, marks taken 150, 5 marks benefit.	ASST CHIEF AUDITORS
90	122279	REKHA D	GS I- Examiner marks 181, actual marks 138.	ASST CHIEF AUDITORS

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91	116387	SHANTA KUMARI G B	Soc I AV (-18)individual Variation (-32) TV done 103, marks taken 118, 15 marks benefit, RD II AV (+1)individual Variation (-23) TV done 132, marks taken 118, 14 marks less.	ASST CHIEF AUDITORS

Analysis and conclusion of the KPSC Member:

Regarding alleged abuse of the third valuation process:

The Petitioner members have furnished a tabulated statement showing the particulars of the certain selected candidates in which cases mistakes in respect of third valuation marks are pointed out. The remarks in the said tabulated statement to the extent they tally with the remarks in the tabulated statement at Annexure-I are correct. However, a perusal of the said table indicates that in certain cases more marks and in certain cases fewer marks have been taken into consideration.

f). In some cases, variation in marks have not been taken into consideration at the time of moderation (which is an illegality i.e. non-compliance of the order of this Hon'ble Court with regard to moderation). The said differences have been totally ignored. Some of examples are as follows.

Table - A10

Reg no	Name	Subject	Examiner marks	Paper picked for random review	Reval- marks	Marks Difference
109175	PARVATHI. H.B	GS-II	93	YES	212	117
415577	DEVRAJU .A	History-II	160	TOP	54	106
109632	JAYAMADHAVA	Psychology	177	TOP	108	69
125373	KODIGOWDA	AG.& MKTG,SERI.-1	227	TOP	134	93

Analysis and Conclusion of the KPSC Member:

Regarding variation in marks not taken into consideration:

The said sub-heading is already covered under Issue No 3/c above.

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SL.NO.	NAME OF THE CANDIDATE
1.	SHAMBHU BHAT D
2.	THEERTHE GOWDA
3.	BENAKA PRASAD
4.	REVATHI BAI S
5.	RAMA PRASAD T
6.	SIDDALINGA SWAMY K B
7.	JAGADEESHA M
8.	MAHABOOBBEE
9.	RANGANATHA
10.	RAMANJANEYA B
11.	RAVIKUMAR M
12.	KHALANDER KHAN
13.	HATTAPPA P S
14.	SUCHETHA M NELAVIGI
15	ARUN KUMAR SANGAVI
16.	ESWARA N
17.	SOMASHEKHAR NYAMAGOUDA BASAPPA
18.	SANNATANGIYAVAR BASANAGOUD
19.	SUMATHI S
20.	JAYAMADAHAVA P
21.	KESHAVA MURTHY M C
22.	LOKESHA B S
23.	GOPAL SWAMY B N
24.	NAGARAJA K B
25.	RAMESHA M C
26.	JAYAMALA P
27.	VIJAYAKUMAR G R
28.	SHASHIDHARA P
29	SALEEM B K
30	UMA M N
31	RAMESH V
32	RANI H C M
33	SHALAJA M V
34	REKHA D
35	NARASIMHA MURTHY K
36	MAYANNA GOWDA K